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DO NOT ENTER: /SM/

October 30, 2008

VIA FACSIMILE

To: Examiner Jeffrey S. Smith
Group Art Unit: 2624
U.S.P.T.O.

Facsimile No.: (571) 273-8300

From: Phillip E. Miller

Facsimile No.: (703) 761-2375 or 76

Re: Enclosed Amendment Under 37 CFR §1.116 including
Demand for Withdrawal of Finality
U.S. Patent Application Serial No. 10/822,003
Docket No.: F02-167191/UK

Dear Examiner Smith:

Enclosed for filing is an Amendment in response to the Final Office Action mailed on August 1, 2008, which should place the above-referenced case in condition for allowance.

Thank you in advance for your kind consideration on this case.

Very truly yours,


Phillip E. Miller

PEM/geb

Enclosures

Total pages transmitted: 14

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Masahiko Sugimoto

Serial No.: 10/822,003

Group Art Unit: 2624

Filed: April 12, 2004

Examiner: Jeffrey S. Smith

For: **IMAGE CHARACTERISTIC PORTION EXTRACTION METHOD,
COMPUTER READABLE MEDIUM, AND DATA COLLECTION AND
PROCESSING DEVICE**

Mail Stop AF
Honorable Commissioner of Patents
Alexandria, VA 22313-1450

AMENDMENT UNDER 37 CFR 1.116 INCLUDING
DEMAND FOR WITHDRAWAL OF FINALITY

Sir:

In response to the Office Action dated August 1, 2008, please amend the above-identified application as follows: